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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 APPROXIMATELY \$37,000.00 IN
U.S. CURRENCY,
15 Defendant.
16

2:20-MC-00281-KJM-KJN

STIPULATION AND ORDER EXTENDING TIME
FOR FILING A COMPLAINT FOR FORFEITURE
AND/OR TO OBTAIN AN INDICTMENT
ALLEGING FORFEITURE

17 It is hereby stipulated by and between the United States of America and potential claimant Hong
18 Tran (“claimant”), by and through their respective counsel, as follows:

19 1. On or about September 2, 2020, claimant filed a claim in the administrative forfeiture
20 proceeding with the United States Postal Inspection Service (“USPIS”) with respect to the Approximately
21 \$37,000.00 in U.S. Currency (hereafter “defendant currency”), which was seized on July 23, 2020.

22 2. The USPIS has sent the written notice of intent to forfeit required by 18 U.S.C. §
23 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the
24 defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimant has filed a claim
25 to the defendant currency as required by law in the administrative forfeiture proceeding.

26 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
27 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency
28 is subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture

1 proceeding, unless the court extends the deadline for good cause shown or by agreement of the parties.
2 That deadline was December 1, 2020.

3 4. By Stipulation and Order filed November 20, 2020, the parties stipulated to extend to
4 February 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture
5 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject
6 to forfeiture.

7 5. By Stipulation and Order filed January 27, 2021, the parties stipulated to extend to March
8 3, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
9 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
10 forfeiture.

11 6. By Stipulation and Order filed March 2, 2021, the parties stipulated to extend to May 3,
12 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
13 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
14 forfeiture.

15 7. By Stipulation and Order filed April 29, 2021, the parties stipulated to extend to July 2,
16 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
17 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
18 forfeiture.

19 8. By Stipulation and Order filed June 30, 2021, the parties stipulated to extend to August 2,
20 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
21 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
22 forfeiture.

23 9. By Stipulation and Order filed August 30, 2021, the parties stipulated to extend to October
24 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
25 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
26 forfeiture.

27 10. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
28 November 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture

1 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject
2 to forfeiture.

3 11. Accordingly, the parties agree that the deadline by which the United States shall be required
4 to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that
5 the defendant currency is subject to forfeiture shall be extended to November 1, 2021.

6 Dated: 10/1/21

PHILLIP A. TALBERT
Acting United States Attorney

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8 By: /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant United States Attorney

9
10 Dated: 10/1/21

/s/ Geoffrey G. Nathan
GEOFFREY G. NATHAN
Attorney for potential claimant
Hong Tran
(Signature authorized by email)

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14 The stipulation is approved. The deadline by which the United States shall be required to file a
15 complaint of forfeiture against the defendant currency, to obtain an indictment alleging the defendant
16 currency is subject to forfeiture, or both, is extended to November 1, 2021. The court has granted several
17 similar requests in the past and does not anticipate granting any further continuances absent a showing of
18 good cause.

19 **IT IS SO ORDERED.**

20 DATED: October 5, 2021.

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CHIEF UNITED STATES DISTRICT JUDGE
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